

REMARKS

Claim 17 has been amended. Thus, claims 17, 22 and 24-28 are pending in the present application. Support for the amendment to claim 17 may be found in the specification at page 18, lines 6-7. Thus, no new matter has been added. Reconsideration and withdrawal of the present rejections in view of the comments presented herein are respectfully requested.

Rejection under 35 U.S.C. § 103(a)

Claims 17, 22 and 24-28 were rejected under 35 U.S.C. §103(a) as allegedly being unpatentable over Fujishima et al. (US 6,239,231) in view of Hada et al. (WO03/048863, wherein the citations are from US 2004/0058269) and in further view of Nishimura et al. (US 2002/0009667).

The Examiner dismissed Applicants' arguments related to unexpected results, and the Rule 132 Declaration, submitted with the previous response, alleging that they were not commensurate in scope with claim 17. Specifically, the Examiner noted that while the Declaration provided excellent results when a composition comprised a polymer with units (a1)-(a5), that claim 17 did not claim a *copolymer* comprising all five of these units, but instead claimed a *resin component (A)* comprising these five units. Claim 17 as amended recites that component (A) comprises a copolymer (A1) containing at least said structural unit (a1), said structural unit (a2), and said structural unit (a3), said structural unit (a4) and said structural unit (a5). Thus, the unexpected results presented in the Rule 132 Declaration are now commensurate in scope with claim 17.

These unexpected results could not have been predicted by one having ordinary skill in the art, even in view of the cited references. Accordingly, the results strongly support the nonobviousness of the present claims.

In view of the amendments and comments provided above, Applicants respectfully request reconsideration and withdrawal of the rejections under 35 U.S.C. §103(a).

No Disclaimers or Disavowals

Although the present communication may include alterations to the application or claims, or characterizations of claim scope or referenced art, Applicant is not conceding in this application that previously pending claims are not patentable over the cited references. Rather, any alterations or characterizations are being made to facilitate expeditious prosecution of this

application. Applicant reserves the right to pursue at a later date any previously pending or other broader or narrower claims that capture any subject matter supported by the present disclosure, including subject matter found to be specifically disclaimed herein or by any prior prosecution. Accordingly, reviewers of this or any parent, child or related prosecution history shall not reasonably infer that Applicant has made any disclaimers or disavowals of any subject matter supported by the present application.

CONCLUSION

Applicants submit that all claims are in condition for allowance. Should there be any questions concerning this application, the Examiner is respectfully invited to contact the undersigned at the telephone number appearing below.

Respectfully submitted,

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Dated: May 3, 2010

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